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7 GERARDO HERNANDEZ,
8 Plaintiff,
9 v.
10 KN PETROLEUM, LLC, et al.,
11 Defendants.

Case No. [4:24-cv-03653-KAW](#)
ORDER TO SHOW CAUSE
Re: Dkt. No. 24

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13 On December 9, 2024, Plaintiff filed a motion for sanctions, which included a request for
14 terminating sanctions under Federal Rule of Civil Procedure 37. Pursuant to Civil Local Rule 7-
15 3(a), Defendants' opposition was due 14 days after the motion was filed, which was December 23,
16 2024.

17 To date, Defendants have not filed an opposition or statement of non-opposition. Pursuant
18 to the undersigned's standing order, “[t]he failure of the opposing party to file a memorandum of
19 points and authorities in opposition to any motion shall constitute consent to the granting of the
20 motion.” (Judge Westmore's General Standing Order ¶ 23.)

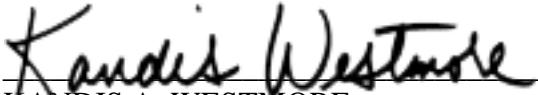
21 Accordingly, Defendants is ordered, on or before January 13, 2025, 1) to file an opposition
22 or statement of non-opposition to the pending motion, and 2) to file a response to this order to
23 show cause explaining why the opposition was not timely filed. Should an opposition be filed,
24 Plaintiff may file a reply on or before January 21, 2025.

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1 Finally, the motion hearing set for January 16, 2025 is continued to February 20, 2025 at
2 1:30 p.m., and will be held in-person at U.S. District Court, 1301 Clay Street, Oakland, CA 94612.

3 IT IS SO ORDERED.

4 Dated: January 6, 2025


5 KANDIS A. WESTMORE
6 United States Magistrate Judge

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United States District Court
Northern District of California